

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

BARRY LINTON

Plaintiff

V.

NEW YORK LIFE INS. AND ANNUITY CORP.

Defendant

CIVIL ACTION

NO. 04CV11362-RWZ

JUDGMENT

ZOBEL, D. J.

In accordance with the MEMORANDUM AND DECISION AND ORDER entered 9/18/06;

JUDGMENT is entered for the DEFENDANT on Counts I, II, V and VI and dismissing Counts III, IV and VII.

By the Court,

9/19/06
Date

s/ Lisa A. Urso
Deputy Clerk